

House File 409 - Introduced

HOUSE FILE 409

BY BERRY

A BILL FOR

1 An Act relating to revocation and subsequent reissuance of
2 alcoholic beverage licenses and permits.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 123.40, Code 2011, is amended to read as
2 follows:

3 **123.40 Effect of revocation.**

4 1. Any liquor control licensee, wine permittee, or beer
5 permittee whose license or permit is revoked under this chapter
6 shall not thereafter be permitted to hold a liquor control
7 license, wine permit, or beer permit in the state of Iowa for a
8 period of ~~two~~ three years from the date of revocation.

9 2. a. A spouse or other relative of a person whose license
10 or permit has been revoked under this chapter shall not be
11 issued a liquor control license, wine permit, or beer permit
12 with respect to the business subject to revocation for a period
13 of three years from the date of revocation.

14 b. A business associate holding ten percent or more of the
15 capital stock or ownership interest in the business of a person
16 whose license or permit has been revoked shall not be issued
17 a liquor control license, wine permit, or beer permit, and no
18 liquor control license, wine permit, or beer permit shall be
19 issued which covers any business in which such person has a
20 financial interest for a period of ~~two~~ three years from the
21 date of revocation.

22 3. If a license or permit is revoked, the premises which had
23 been covered by the license or permit shall not be relicensed
24 for one year.

25 EXPLANATION

26 This bill relates to restrictions on subsequent reissuance
27 of a liquor control license, wine permit, or beer permit
28 which has been subject to revocation. Currently, a licensee
29 or permittee whose license or permit has been revoked cannot
30 receive another license or permit for two years from the date
31 of revocation. The same restriction applies to a spouse or
32 business associate holding 10 percent or more of the capital
33 stock or ownership interest in the licensee's or permittee's
34 business. The bill expands these time periods from two to
35 three years and applies to the spouse or relative of the

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1 licensee regardless of ownership interest.